proceeds thereof be brought into this Court for distribution among the parties interested, respective rights of all parties be determined.

16. In tender Conmiseration whereof and for as much as your Complainants are remediless in the premisses exceptly The aid of your Honorable Court and to this end that the land and premises herein mentioned may be sold and the proceeds thereof may be brought into your Honorable Court for distribution and that the Will of the said James L. Pavis late of Frederick County may be construed by your Honorable Court and especially that it may be determined by your Honorable Court to whom goes under the said Will the 1/8 part mentioned in sub-paragraph "A" under the condition of funds mentioned in paragraph 8; as also the construction of the clause of said Will mentioned in sub-paragraph H. under the circumstances set out in paragraph 10. determining what estate said minor children in Paragraph take and who take the remainder in case of their death under the age of 21 years of age are and that each of said children of Testator their husbands and the children of legal representatives of such child or children of testator who are dead may account to Elizabeth G. Pavis as to what moneys if any were advanced to them or their husbands by testator or if he was or is security for them upon any notes bonds or other evidence of indebtedness and generally that your Oratrix may be unabled to settle the estate under this case & with the help of your Honorable Court % that she may have such further % other relief as her case may require; may it please your Honors to grant unto your Complainants the writ of Subpoena addressed to the said Mollie Louisa Cunningham, and William A. Cunningham of Paltimore City, Katherine A. Cunningham and Bessie Cunningham, Fannie W. Davis, F. Granville Thomas and Fannie Thomashis wife, Guy Thomas and Katie Thomas, Minors, all of Frederick County Commanding them to be and appear in your Honorable Court upon some day to be named to insure the premises and show cause if any why a decree should not pass as prayed as also the order of publication of your Honorable Court notifying the said Elizabeth C. Johnson and Thomas Roger Johnson her husband and Benjamin A. Cunningham who are non residents of Maryland of the subject and object of this Bill and requests to be and appear in this Honorable Court upon some day to be therein named to answer the premises and show gause if any they have why a decree should not pass as prayed.

And as in duty bound your Complainant will ever pray &o.

(Filed October 4, 1883)

Wm. P. Maulsby Jr.
Sol for Complainant.

ŁXHIBIT "A"

I,James L.Davis of Frederick Co, Md. do make & Constitute this my last Will & testa-ment, as follows to wat;-

If in the providence of God my Wife Elizabeth G. Davis should survive me, I Will and devise that my personal property be sold, as soon after my death, as may be desirable, & all my debts be paid from the proceeds.

My Will is further, that my wife Elizabeth shall receive all the rents, or proceeds arising or accruing from my Real Estate, or Notes, or stocks of every description during her unmarried life.

After the death of my wife, or even before that event if it be thought best by my wife & children, my lands may be sold, But if it should be thought best to rent my farms my son J. Lynn shall have the refusal of it, if he will give as much as a fair rent which rent is to be divided, as hereinafter provided for-said farm is not however to be rented (if it can be sold to advantage longer than it may be for, the interest of all Concerned.

In that event I Will and devise that my farm the houses on the premises & the two wood lots of the E. side of the Monocacy, including all my real & mixed Estate be sold